IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CWP NO. 18661 of 2006

DATE OF DECISION: 27.11.2006

Dr.Daljit Singh Khela and others ..Petitioners

Versus

State of Punjab and others ....Respondents.

CORAM: HON'BLE MR.JUSTICE J.S. KHEHAR
HON'BLE MR. JUSTICE S.D. ANAND

PRESENT: Mr.H.S. Dhindsa, Advocate
for the petitioners.

J.S. Khehar, J. (oral)

Through the instant writ petition, the petitioners claim regularisation in service on completion of 4 years of service in terms of the order passed by this Court in CWP No.12123 of 1994 decided on 5.4.1995 (Annexure P1) and CWP No.11014 of 1998 decided on 26.10.1999 (Annexure P5). To claim the aforesaid benefit, the petitioner is stated to have issued a legal notice dated 5.11.2006 (Annexure P-9). It is, however, pointed out no decision has been taken thereon till date.

Learned counsel for the petitioners states that the petitioners will be satisfied if the instant writ petition is disposed of with a direction to respondent No.2 i.e. the Director, Health and Family Welfare, Punjab, requiring him to take a final decision on the legal notice dated 5.11.2006 (Annexure P9).

Notice of motion.

On our asking, Mr. Ashok Aggarwal, Additional Advocate General, Punjab, accepts notice on behalf of respondents No.1 and 2. Learned counsel for the respondents states that he has no objection to the disposal of the instant writ petition in terms of the prayer made by the learned counsel for the petitioners.

In view of the above, without going into the merits of the claim raised by the petitioner, we consider it just and appropriate to dispose of the instant writ petition by directing respondent No.2 i.e. the Director, Health and Family Welfare, Punjab, to take a final decision on the legal notice dated 5.11.2006 (Annexure P9), by passing a well reasoned speaking order within two months from the date of receipt of a certified copy of this order. It would be appreciated if respondent No.2, while passing the aforesaid order, takes into consideration the aforesaid judgments relied upon by the petitioners, as well as, any other relevant judgment on the point.

Disposed of accordingly.

Order dasti, on payment of usual charges.

(J.S. Khehar)
Judge

(S.D. Anand)
Judge

November 27, 2006.
vig